

**THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

AMERICAN RAILCAR INDUSTRIES, INC.)

Petitioner,)

v.)

THE FEDERAL RAILROAD)
ADMINISTRATION, *et al.*)

Respondents.)

Case No. 16-1420

STIPULATION FOR VOLUNTARY DISMISSAL

In accordance with the terms of a settlement agreement between the parties, petitioner and respondents hereby jointly dismiss, with prejudice, the above captioned petition for review pursuant to Federal Rule of Appellate Procedure 42(b). Each side will bear its own costs.

Respectfully submitted,

K&L GATES LLP

/s/ Barry M. Hartman
Barry M. Hartman
Pamela J. Garvie
Theodore L. Kornobis
1601 K Street, N.W.
Washington, D.C. 20006-1600
(202) 778-9000
barry.hartman@klgates.com

Sandra L. Brown
THOMPSON HINE LLP
1919 M Street, N.W., Suite 700
Washington, DC 20036-3537

Attorneys for Petitioner

Dated: August 17, 2017

U.S. DEPARTMENT OF JUSTICE

/s/ Nitin Shah (by consent)
Matthew M. Collette
Nitin Shah
Attorneys, Appellate Staff
Civil Division, Room 7245
U.S. Department of Justice
950 Pennsylvania Ave, N.W.
Washington, D.C. 20530
(202) 514-8100

Attorneys for Respondents

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of August, 2017, a copy of the foregoing Stipulation for Voluntary Dismissal was electronically filed with the Clerk of Court for the United States Court of Appeals for the District of Columbia Circuit through the appellate CM/ECF system, which will provide service on the parties.

/s/ Barry M. Hartman

Barry M. Hartman